

**15473. Adulteration of walnut halves. U. S. v. 135 Cases of Walnut Halves. Consent decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 22090. I. S. No. 21426-x. S. No. 115.)**

On October 13, 1927, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 135 cases of walnut halves, remaining in the original unbroken packages at New York, N. Y., consigned by Antonio Vilanova, alleging that the article had been shipped from Rens (Reus), Spain, in part on or about April 5, 1927, and in part on or about April 13, 1927, and transported from a foreign country into the State of New York, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated, in that it consisted in whole or in part of a filthy, decomposed, and putrid vegetable substance, to wit, wormy, decomposed, and rancid nuts.

On October 26, 1927, Charles Jacobs & Co., New York, N. Y., claimant, having admitted the allegations of the libel and having consented to the entry of a decree, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant, upon payment of the costs of the proceedings and the execution of a bond in the sum of \$4,000, conditioned in part that the good nuts be separated from the bad and the latter destroyed or denatured.

W. M. JARDINE, *Secretary of Agriculture.*

**15474. Adulteration of ice cream cones. U. S. v. 154,000 Ice Cream Cones, et al. Decrees of forfeiture entered. Product released under bond. (F. & D. Nos. 21094, 21103. I. S. Nos. 467-x to 470-x, incl. S. Nos. W-1980, W-1982.)**

On or about June 17, 1926, the United States attorney for the District of Colorado, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels praying seizure and condemnation of 520,000 ice cream cones, remaining in the original unbroken packages at Denver, Colo., consigned by the Roberts Cone Manufacturing Co., St. Joseph, Mo., alleging that the article had been shipped from St. Joseph, Mo., in part on or about July 15, 1925, and in part on or about April 7, 1926, and transported from the State of Missouri into the State of Colorado, and charging adulteration in violation of the food and drugs act. The article was labeled in part: "Roberts Selfast Cake Cones, Manufactured by Roberts Cone Company, St. Joseph, Missouri," or "Roberts 'Goodie Cones' \* \* \* Baked by Roberts Cone Mfg. Co., St. Joseph, Mo."

It was alleged in substance in the libels that the article had been transported in interstate commerce in violation of section 7 of the act, in that a substance, to wit, saccharin, had been mixed and packed therewith so as to reduce, lower, and injuriously affect its quality and strength; for the further reason that a substance, to wit, saccharin, had been substituted in part for the said article, that is, for sugar, the normal sweetening ingredient of ice cream cones; and for the further reason that the article contained an added poisonous or other added deleterious ingredient, to wit, saccharin, so as to render the said article injurious to health.

On October 16, 1926, the Roberts Cone Manufacturing Co., St. Joseph, Mo., having appeared as claimant for the property, judgments of forfeiture were entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of bonds totaling \$1,500, conditioned in part that it be used for hog feed.

W. M. JARDINE, *Secretary of Agriculture.*

**15475. Adulteration of walnuts. U. S. v. 200 Bags of Walnuts. Consent decree of condemnation and forfeiture. Product released under bond to be exported. (F. & D. No. 22188. I. S. No. 21462-x. S. No. 236.)**

On November 21, 1927, the United States attorney for the Southern District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying seizure and condemnation of 200 bags of walnuts, remaining in the original unbroken packages at New York, N. Y., consigned by Luigi Vitelli & Figlio, Naples, Italy, in foreign commerce into the State of New York, alleging that the article